

**AGENDA**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, MARCH 1, 2005**  
**COUNTY COMMISSIONERS HEARING ROOM, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**1:30 P.M.**

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, February 22, 2005. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).
  
- 2) **SPECIAL PRESENTATIONS:**
  - A. Presentation of the County-City Volunteer of the Month Award to Kriss Reed for her services with the Lincoln-Lancaster County Health Department.
  
- 3) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.
  
- 4) **CLAIMS:** Approval of all claims processed through Tuesday, March 1, 2005.
  
- 5) **PUBLIC HEARINGS:**
  - A. County Special Permit 04066, West Yankee Hill Acres Community Unit Plan, requested by Brian D. Carstens and Associates on behalf of Country Plaza, L.L.C., for eight single family residential acreage units, and associated waiver requests, on property generally located west of the intersection of Southwest 98<sup>th</sup> Street and West Yankee Hill Road in Lancaster County, Nebraska.
  
  - B. County Preliminary Plat 04029, West Yankee Hill Acres, requested by Brian D. Carstens and Associates on behalf of Country Plaza, L.L.C., for eight single family residential acreage lots, and associated waiver requests, on property generally located west of the intersection of Southwest 98<sup>th</sup> Street and West Yankee Hill Road in Lancaster County, Nebraska.

**IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL  
CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER  
ITEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY  
ACCOMMODATE YOUR NEEDS.**

5) **PUBLIC HEARINGS CONTINUED:**

- C. Automatic renewal of the following retail liquor and beer licenses issued in Lancaster County and outside the corporate limits of any city, pursuant to Resolution 00-148 adopted December 12, 2000 for which the County Clerk has received no protests:

Bennet Hideaway Bed & Breakfast	Merle's Food and Drink
Branched Oak Marina	Mike's 66 and Towing Company
Castaways Bar & Grill/Pawnee Marina	Outpost Tavern
Crooked Creek Golf Club	P.O. Pears on the Lake
Dusty's Bar & Grill	Penalty Box Pub
Emerald Mini-Mart	Pla-Mor Ballroom
Firethorn Golf Club	Prime Country Winery
Fosters Tap	Raymono's Pizza Plus
Gas 'N Shop	Shoemaker's South Truck Stop
Hi Mark Golf Club	Silver Spoke Saloon
Hidden Valley Golf Course & Club	Star City Hockey
Hillcrest Country Club	Toni's Corner
James Arthur Vineyards	U-Stop Convenience Shop
Kabredlos #117	Veterans FW 3606
Lincoln Izaak Walton League	Yankee Hill Country Club
Major Oil	

- D. Public comment on the application from Lancaster County and the City of Lincoln for an Edward Byrne Memorial Justice Grant (JAG) Program.

6) **OLD BUSINESS:**

- A. A maintenance service agreement with Election Systems & Software, Inc. for maintenance for the voter tabulation equipment (counting machines) utilized by the Lancaster County Election Commission's Office. The agreement will be in effect for a one year period beginning October 1, 2004. The County will pay \$6,750 for the services. (C-05-0090)
- B. An application for an amusement license from Cara Carney and Brad Bray to hold a country music festival on August 13 and August 14, 2005 at 15305 Van Dorn Street, Walton, Lancaster County, Nebraska. Hours for the festival will be 10 a.m. to 1 a.m. on Saturday and from 9 a.m. to 8 p.m. on Sunday.
- C. An application for a special designated license from Four Sons, Inc. d/b/a Trackside Bar, located at 13901 Guildford in Waverly, Nebraska to provide liquor beverage service in relation to an application for an amusement license (Old Business Item 6B) from Cara Carney and Brad Bray to hold a country music festival on August 13 and August 14, 2005.

7) **NEW BUSINESS:**

- A. A grant contract with Lincoln Chamber of Commerce, in the amount of \$5,000, for a social marketing campaign including identification of specific target audiences as it relates to the Community Services Initiative project. Term of the grant contract is January 1, 2005 through June 30, 2005. (C-05-0118)
- B. Supplemental Agreement Number 2 with the State of Nebraska, Department of Roads for Project BR-5204(2), Pioneers Boulevard. The County previously entered into a program agreement with the State regarding this project on August 10, 1999. The supplemental agreement provides for the addition of one State part-time employee to serve as the State representative providing supervision and inspection services. All other terms and conditions of the original agreement will apply. (C-05-0119)
- C. An interlocal agreement with the State of Nebraska, Department of Roads for Project C55-S-401(6), Hickman Viaduct to construct a viaduct over the Burlington Northern Sante Fe (BNSF) railway and Salt Creek on South 68<sup>th</sup> Street. The State will provide payment of 50 percent of eligible project costs for preliminary engineering, right-of-way acquisition and construction, not to exceed \$2,500,000. (C-05-0120)
- D. An agreement with Educational Service District 101 for Corrections Learning Network (CLN) programming for Lancaster County Corrections. Educational Service District 101 will provide the County with a satellite dish and programming for inmates and staff. The County will provide Educational Service District 101 with information regarding school enrollment and classroom size. Term of the agreement is from the date of execution until June 14, 2005. (C-05-0123)
- E. A resolution in the matter of County maintenance of the following roads located in Winsor Ridge West Addition: approximately 1,493 feet of West Mountain Ash Drive, approximately 1,070 feet of West Ginkgo Lane and approximately 568 feet of Southwest 81st Court. (R-05-0017)
- F. A resolution in the matter of County maintenance of the following roads located in Bentzinger's Pleasant Acres: approximately 600 feet of Stella Maria Avenue and approximately 983 feet of Southwest 15<sup>th</sup> Street Circle. (R-05-0018)
- G. A resolution approving the establishing of a County Visitors' Improvement Fund and imposing an additional sales tax of two percent upon the total consideration charged for occupancy of any space furnished by any hotel. The effective date of the additional sales tax will be July 1, 2005. (R-05-0019)

7) **NEW BUSINESS CONTINUED:**

H. Authorization of Wells Fargo Bank, as trustee, to disburse and make payment from the Lancaster County Limited Tax Building 2004 Construction Fund to the following payees:

- ▶ Progressive Construction Company, L.L.C., in the amount of \$76,424.58, for the vehicle storage building for the Sheriff's Office.
- ▶ Sinclair Hille Architects, in the amount of \$810, for architectural services for the Sheriff's vehicle garage

Total payment request is \$77,234.58.

I. Request from Vince Ponce, with the Lancaster County Corrections Department, for early retirement due to a disability.

J. Reappointment and appointment of the following individuals to the Lincoln-Lancaster County Commission on the Status of Women:

- ▶ Barbara A. Ramsey to a two year term to expire on January 1, 2007. (Reappointment)
- ▶ Jeri L. Brandt to a two year term to expire on March 1, 2007. (Reappointment)
- ▶ Leslie K. Doyle to the remainder of a two year term to expire on January 1, 2007. (New appointment to replace Meredith Decory)
- ▶ Marcia Louise Malone to the remainder of a two year term to expire on March 1, 2006. (New appointment to replace Roberta Stick)
- ▶ Lori Vidlak to the remainder of a two year term to expire on March 1, 2006. (New appointment to replace Holly Burns)

8) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Setting of a public hearing for Tuesday, March 15, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding County Change of Zone 04087, from AG Agricultural District to B Business District, requested by Rudolf Strnot, to construct and operate a mini-storage facility on approximately three acres of property generally located on the southeast corner of 134<sup>th</sup> and "O" Streets (Highway 34) in Lancaster County, Nebraska.

8) **CONSENT ITEMS CONTINUED:**

B. Requests from the following individuals to voluntarily participate in the Lancaster County Retirement Plan having met the requirements:

- ▶ Martin Pella, with the Lancaster County Attorney's Office
- ▶ Elizabeth Peterson, with Lancaster Manor

C. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following:

- ▶ Steven M. Champoux, in the amount of \$1,135, one-half mile west of the intersection at North 134<sup>th</sup> and "A" Streets; Project C.P.J-46 (C-05-0121)
- ▶ Larry M. and Kathryn R. Dvorak west of Northwest 84<sup>th</sup> Street on West McKlevie Road; Project C.P.E-34. This is a donation. (C-05-0122)

9) **EMERGENCY ITEMS AND OTHER BUSINESS:**

10) **ANNOUNCEMENTS:**

A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, March 3, 2005 beginning at 8:30 a.m. in the Room 113 on the first floor of the County-City Building.

B. Public hearings will be held on Tuesday, March 8, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:

1. County Special Permit 195, Beaver Creek Community Unit Plan, requested by J.D. Burt of Design Associates on behalf of Robert G. Hall and Mervin and LaDonna Van Engen, for six single family residential acreage units and associated waiver requests on property generally located at South 134<sup>th</sup> and "O" Streets (Highway 34) in Lancaster County, Nebraska.

2. County Preliminary Plat 02011, Beaver Creek, requested by J.D. Burt of Design Associates on behalf of Robert G. Hall and Mervin and LaDonna Van Engen, for six single family residential acreage lots and associated waiver requests on property generally located at South 134<sup>th</sup> and "O" Streets (Highway 34) in Lancaster County, Nebraska.

10) **ANNOUNCEMENTS CONTINUED:**

- C. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

11) **PENDING:**

- A. Public hearing regarding County Change of Zone 04053, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Hunzeker on behalf of Wapiti Enterprises, Inc., on property generally located at the southeast corner of Southwest 40<sup>th</sup> Street and Rokeby Road in Lancaster County, Nebraska. (Recessed on September 28, 2004.)
- B. County Change of Zone 04074, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, on property generally located at North 84<sup>th</sup> Street and Agnew Road in Lancaster County, Nebraska.
- C. County Special Permit 04058, Lakewood Hills Community Unit Plan, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage units, on property generally located at North 84<sup>th</sup> Street and Agnew Road in Lancaster County, Nebraska.
- D. County Preliminary Plat 04028, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84<sup>th</sup> Street and Agnew Road in Lancaster County, Nebraska.
- E. County Final Plat 04126, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84<sup>th</sup> Street and Agnew Road in Lancaster County, Nebraska.
- F. County Change of Zone 04080, from AG Agricultural District to I Industrial District, requested by Capital Concrete Company, on property generally located at the northeast corner of Highway 2 and Highway 42 (South 162<sup>nd</sup> Street) in Lancaster County, Nebraska.

12) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

**NOTE:** Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners agenda and minutes may be accessed on the Internet at <http://www.lancaster.ne.gov>) on the County Clerk's website.

**AGENDA**  
**LANCASTER COUNTY BOARD OF EQUALIZATION**  
**TUESDAY, MARCH 1, 2005**  
**COUNTY COMMISSIONERS HEARING ROOM, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS**  
**MEETING**

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, February 22, 2005. ( A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).
  
- 2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.)
  
- 3) **ADDITIONS AND DEDUCTIONS:**  
  
Approval of 497 additions and deductions to the tax assessment rolls per Exhibit A.
  
- 4) **MOTOR VEHICLE TAX EXEMPTIONS:**  
  
CenterPointe, Inc.  
Christ's Place  
Gates of Praise  
NET - Foundation for Television
  
- 5) **ADJOURNMENT:**

**IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.**